

Message Text

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PAGE 01 TEL AV 08600 100848Z
ACTION L-03

INFO OCT-01 NEA-10 ISO-00 SSO-00 CA-01 JUSE-00 /015 W
-----070982 100851Z /12

O 100830Z JUL 78
FM AMEMBASSY TEL AVIV
TO SECSTATE WASHDC IMMEDIATE 4052
INFO AMCONSUL JERUSALEM

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E.O. 11652: N/A
TAGS: PDIP, IS (NURIELI, NURIEL DANIEL)
SUBJECT: ISRAELI FOREIGN OFFENCES BILL

REF: TEL AVIV 3586

1. THE EMBASSY HAS RECEIVED MORNING JULY 10 AN MFA NOTE DATED JULY 2 CONCERNING THE EXTRADITION OF NURIEL DANIEL NURIELI. THE NOTE ADVISE S THAT THE AMENDMENT TO THE ISRAELI EXTRADITION LAW COMES INTO EFFECT JULY 12, 1978 AND THAT IF THE EMBASSY DECIDES TO REQUEST THE MINISTER OF JUSTICE TO DIRECT THAT NURIELI SERVE THE REMAINDER OF HIS TERM OF IMPRISONMENT IN ISRAEL, THE REQUEST MUST REACH THE MINISTER NO LATER THAN JULY 12.

2. DEPARTMENT REQUESTED TO ADVISE IMMEDIATELY HOW IT WISHES EMBASSY TO PROCEED IN THIS MATTER.

3. THE MINISTRY OF FOREIGN AFFAIRS' NOTE OF JULY 2 READS AS FOLLOWS:
QUOTE

THE MINISTRY WISHES TO NOTIFY THE EMBASSY THAT A DATE HAS NOT BEEN SET YET FOR THE HEARING OF NURIELI'S APPEAL BEFORE THE SUPREME COURT.

AS THE EMBASSY IS AWARE, THE AMENDMENT TO THE ISRAELI EXTRADITION LAW, WHICH PREVENTS, UNDER CERTAIN CONDITIONS, THE LIMITED OFFICIAL USE

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EXTRADITION OF ISRAELI NATIONALS, WILL COME INTO FORCE ON 12 JULY 1978. ACCORDINGLY, AFTER THIS DATE, IRRESPECTIVE OF THE SUPREME COURT'S DECISION, NURIELI WILL NOT BE EXTRADITED.

THE MINISTRY WISHES ALSO TO DRAW THE ATTENTION OF THE EMBASSY TO THE AMENDMENT OF THE PENAL LAW (OFFENCES COMMITTED ABROAD) IN WHICH ARTICLE 7A (A), UNDER CERTAIN CONDITIONS, PROVIDES

THAT THE MINISTER OF JUSTICE, AT THE REQUEST OF THE STATE IN WHICH A SENTENCE WAS IMPOSED, MAY DIRECT THAT THE SENTENCE OR SUCH PART THEREOF AS HAS NOT BEEN SERVED ABROAD, SHALL BE SERVED IN ISRAEL AS IF IT HAD BEEN IMPOSED IN ISRAEL BY A JUDGMENT WHICH WAS NO LONGER APPEALABLE.

THE MINISTRY WISHES TO ADD THAT IF THE EMBASSY DECIDES TO REQUEST THE MINISTER OF JUSTICE TO DIRECT THAT NURIELI WILL SERVE THE REMAINING OF HIS TERM OF IMPRISONMENT IN ISRAEL, SUCH A REQUEST SHOULD REACH THE MINISTER NO LATER THAN 12 JULY 1978.

END QUOTE

LEWIS

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